

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1220
ILLINOIS DENTAL PRACTICE ACT

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AUTHORITY: Implementing the Illinois Dental Practice Act [225 ILCS 25] and authorized by Section 2105-15(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/2105-15(7)].

SOURCE: Rules and Regulations for the Administration and Enforcement of the Provisions of the Illinois Dental Practice Act, effective August 16, 1967; amended at 3 Ill. Reg. 16, p. 21, effective April 21, 1979; amended at 3 Ill. Reg. 42, p. 266, effective October 3, 1979; codified at 5 Ill. Reg. 11028; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 4174, effective May 24, 1982; amended at 6 Ill. Reg. 7448, effective June 15, 1982; emergency amendment at 7 Ill. Reg. 8952, effective July 15, 1983, for a maximum of 150 days; emergency expired December 12, 1983; amended at 8 Ill. Reg. 15610, effective August 15, 1984; amended at 10 Ill. Reg. 20725, effective December 1, 1986; transferred from Chapter I, 68 Ill. Adm. Code 220 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1220 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2926; amended at 13 Ill. Reg. 4191, effective March 16, 1989; amended at 13 Ill. Reg. 15043, effective September 11, 1989; amended at 17 Ill. Reg. 1559, effective January 25, 1993; emergency amendment at 17 Ill. Reg. 8309, effective May 21, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 15890, effective September 21, 1993; amended at 17 Ill. Reg. 21492, effective December 1, 1993; amended at 19 Ill. Reg. 6606, effective April 28, 1995; amended at 21 Ill. Reg. 378, effective December 20, 1996; emergency amendment at 22 Ill. Reg. 2332, effective January 8, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 10574, effective June 1, 1998; amended at 22 Ill. Reg. 14880, effective July 29, 1998; amended at 23 Ill. Reg. 7294, effective June 10, 1999; amended at 24 Ill. Reg. 13992, effective August 31, 2000; amended at 25 Ill. Reg. 10901, effective August 13, 2001; amended at 26 Ill. Reg. 18286, effective December 13, 2002; amended at 30 Ill. Reg. 8574, effective April 20, 2006; emergency amendment at 30 Ill. Reg. 12999, effective July 18, 2006, for a maximum of 150 days; emergency expired December 14, 2006; amended at 30 Ill. Reg. 19656, effective December 18, 2006; amended at 34 Ill. Reg. 7205, effective May 5, 2010; amended at 38 Ill. Reg. 15907, effective July 25, 2014; amended at 40 Ill. Reg. 12553, effective September 2, 2016; amended at 46 Ill. Reg. _____, effective _____.

SUBPART A: DENTIST

Section 1220.10 Definitions

"AAOMS" means the American Association of Oral and Maxillofacial Surgeons.

"ACLS" means Advanced Cardiac Life Support.

"Act" means the Illinois Dental Practice Act [225 ILCS 25].

"AMP Exam" means the national Anatomy, Morphology, and Physiology exam administered by DANB.

"BLS" means current basic life support certification intended for healthcare providers that includes evaluation of hands-on skills and a written exam.

"Board" means the Board of Dentistry authorized by Section 6 of the Act.

"CDCA-WREB" means the Commission on Dental Competency Assessments and Western Regional Examining Board.

"CITA" means the Counsel of Interstate Testing Agencies, Inc.

"CODA" means Commission on Dental Accreditation of the American Dental Association.

"CRDTS" means the Central Regional Dental Testing Service.

"DANB" means Dental Assisting National Board, Inc.

"Department" means the Department of Financial and Professional Regulation.

"Director" means the Director of the Division of Professional Regulation with the authority delegated by the Secretary.

"Division" means the Department of Financial and Professional Regulation-Division of Professional Regulation with the authority delegated by the Secretary.

"IS Exam" means the national exam on oral cavity isolation techniques administered by DANB.

"JCNDE" or "Joint Commission" means the Joint Commission on National Dental Examinations.

"LLC" means limited liability company, as defined in Section 1-5 of the Limited Liability Company Act [805 ILCS 180].

"NERB" means the North East Regional Board.

"PALS" means Pediatric Advanced Life Support.

"RF Exam" means the national Restorative Functions exam administered by DANB.

"Secretary" means the Secretary of the Department of Financial and Professional Regulation.

"SRTA" means the Southern Regional Testing Agency, Inc.

~~"WREB" means the Western Regional Examining Board.~~

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.100 Application for Licensure

An applicant for a license to practice dentistry in Illinois shall file an application on forms supplied by the Division that shall include:

- a) For graduates from a dental college or school in the United States or Canada, certification of successful completion of 60 semester hours or its equivalent of college pre-dental education, and graduation from a dental program specified in Section 1220.140.
- b) For graduates from a dental college or school outside of the United States or Canada:
 - 1) Certification of graduation from a dental college or school; and
 - 2) Clinical Training
 - A) Certification from an approved dental college or school in the United States or Canada that the applicant has completed a minimum of 2 years of general dental clinical training at the school in which the applicant met the same level of scientific knowledge and clinical competence as all graduates from that school or college. The 2 years of general dental clinical training shall consist of:
 - i) 2850 clock hours completed in 2 academic years for full-time applicants; or
 - ii) 2850 clock hours completed in 4 years with a minimum of 700 hours per year for part-time applicants; or
 - B) In the alternative, certification, from the program director of an accredited advanced dental education program approved by the Division, of completion of no less than 2 academic years may be

substituted for the 2 academic years of general dental clinical training. The accredited advanced dental education program must have sufficient clinical and didactic training. An advanced dental education clinical program in Prosthodontics is acceptable under this Part;

- c) The required fee set forth in Section 1220.415(a)(1).
- d) Proof of successful completion of the Theoretical examination given by JCNDE. The passing score shall be determined by JCNDE. The National Board Certificate must be mailed to the Division by JCNDE.
- e) Proof of successful completion of an examination set forth in Section 1220.120(a).
- f) Certification, on forms provided by the Division, from the state in which an applicant was originally licensed and is currently licensed, if applicable, stating:
 - 1) The time during which the applicant was licensed in that state, including the date of the original issuance of the license; and
 - 2) Whether the file on the applicant contains any record of disciplinary actions taken or pending.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.120 Dental Examinations

- a) The Division shall accept the following examinations for licensure if administered and passed in their entirety (which includes passage of the restorative, periodontal, prosthodontic and endodontic portions of the examination):
 - 1) NERB Examination, with a passing score established by the testing entity;
 - 2) CRDTS Examination, with a passing score established by the testing entity;
 - 3) SRTA Examination, with a passing score established by the testing entity;
 - 4) ~~CDCA-WREB~~ **WREB** Examination, with a passing score established by the testing entity; or
 - 5) CITA Examination, with a passing score established by the testing agency.

- b) Retake requirements shall be that of the testing entity.
- c) The applicant shall have the examination scores submitted to the Division directly from the reporting entity.
- d) The Division will accept only examinations that have been completed in the 5 years prior to submission of the application, if never licensed in another jurisdiction.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.155 Restricted Faculty Licenses

- a) Pursuant to Section 11(d) of the Act, the Division shall issue a Restricted Faculty License to an individual who is currently licensed in another jurisdiction as a dentist and who files an application, on forms provided by the Division, that includes:
 - 1) Certification of licensure from the jurisdiction of original licensure and current licensure;
 - A) The time during which the applicant was licensed in that jurisdiction, including the date of the original license;
 - B) Whether the files of the jurisdiction contain any record of disciplinary action taken or pending;
 - 2) A certification, on forms provided by the Division, signed by the Dean of the school or hospital administrator, indicating:
 - A) The name and address of the dental school or hospital;
 - B) The beginning and ending date of the appointment;
 - C) The nature of and the need for the educational service that will be provided by the applicant;
 - 3) The required fee set forth in Section 1220.415(a)(7).
- b) The restricted faculty license shall be valid for 3 years from the date of issuance and may be renewed in accordance with subsection (e).

- 301 c) The holder of a restricted faculty license may perform acts as may be required by
 302 his or her teaching of dentistry and may practice general dentistry or in his/her
 303 area of specialty, including ordering, prescribing and administering controlled
 304 substances, but only in a hospital clinic or office affiliated with the dental school.
 305 A restricted faculty license holder may apply for and obtain a controlled
 306 substances license.
 307
- 308 d) Any restricted faculty license and controlled substances license issued to a faculty
 309 member shall be terminated immediately and automatically without any further
 310 action by the Division if the holder ceases to be a faculty member at an approved
 311 dental school or hospital in this State.
 312
- 313 e) Renewal
 314
- 315 1) Beginning with the September 30, 2021 renewal, every restricted faculty
 316 license issued under the Act shall expire on September 30 every 3 years.
 317 The holder of a license may renew the license during the month preceding
 318 the expiration date thereof by paying the fee required in Section
 319 1220.415(b) and providing the following. ~~Application for renewal of a~~
 320 ~~restricted faculty license shall be made on forms supplied by the Division~~
 321 ~~at least 30 days prior to expiration of the license. The application shall~~
 322 ~~include:~~
 323
- 324 A) Certification from the Dean of a dental program or the
 325 administrator of the hospital indicating the term of the renewal
 326 contract, not to exceed 3 years from the date of the original
 327 expiration date; and
 328
- 329 B) Certification from the jurisdiction of current licensure indicating
 330 the current status of the license; ~~and~~
 331
- 332 ~~C) The fee set forth in Section 1220.415(b).~~
 333
- 334 2) Failure to renew a restricted faculty license at least 30 days prior to its
 335 expiration shall result in the license expiring. A new application must be
 336 submitted.
 337

338 (Source: Amended at 46 Ill. Reg. _____, effective _____)
 339

340 Section 1220.157 Temporary Permit for Free Dental Care
 341

- a) A person seeking a Temporary Permit for Free Dental Care pursuant to Section 19.2 of the Act shall file an application on forms provided by the Division, that includes:
- 1) Certification of licensure in the original jurisdiction and from any jurisdiction where the applicant has been practicing for at least one (1) year, stating:
 - A) The time during which the applicant was licensed in that jurisdiction, including the date of the original issuance of the license;
 - B) Whether the files of the jurisdiction contain any record of any disciplinary action taken or pending;
 - 2) Certification of graduation from a course of instruction in a dental school that meets the minimum education standards of the Division specified in Section 1220.140;
 - 3) Certification of licensure in another jurisdiction in which the applicant is currently licensed, stating, if applicable:
 - A) The time during which the applicant was licensed in that jurisdiction, including the date of original issuance of the license;
 - B) A description of the licensure examination in that jurisdiction;
 - C) Whether the file on the applicant contains a record of any disciplinary actions taken or pending;
 - 4) Certification of a collaborative agreement with an Illinois licensed dentist, including the name and license number of the Illinois licensed collaborating dentist;
 - 5) Certification of formal invitation to perform dental care by a charitable organization or a formal invitation to study or receive training on specific dental or clinical subjects or techniques by a licensed CE sponsor approved by the Department;
 - 6) The fee as required under 1220.415.

- b) A continuing education sponsor seeking a license to provide live patient continuing education clinical training courses pursuant to Section 19.2(a-5) of the Act shall file an application on forms provided by the Division, that includes:
- 1) Proof of a valid Illinois CE Sponsor License in good standing;
 - 2) Proof that the continuing education course provides services, without compensation, that will improve the welfare of Illinois residents who are eligible for Medicaid or who are uninsured and whose household income is not greater than 200% of the federal poverty level;
 - 3) A plan of follow-up care and training models;
 - 4) Any and all documentation to be signed by the patients, including but not limited to waivers, consent forms, and releases;
 - 5) Information related to the facilities being utilized, staffing plans, and emergency plans;
 - 6) The process by which patients will be contacted before, during, and after treatment;
 - 7) The intended population that will be receiving treatment in the specific continuing education course;
 - 8) Proof of valid malpractice insurance for the approved continuing education sponsor that extends coverage to clinical staff, trainees, and out-of-state permit holders;
 - 9) A valid written collaborative agreement between the temporary visiting dentists holding a permit pursuant to Section 19.2 of the Act and the Illinois licensed dentist co-treating patients under this Section; and
 - 10) A fee as required under 1220.415.
- c) The written collaborative agreement shall be made available upon request. The application to the Department shall include the name and Illinois license number of the collaborating dentist, as well as the name, license number, and licensure jurisdiction of the visiting dentist. The Department may disapprove a collaborating dentist if the Department believes a collaborating dentist is not appropriate based on previous disciplinary history or inability to properly serve as a collaborating dentist.

- d) The Temporary Training License will be valid for no longer than 5 consecutive clinical days within 6 months from the date of issuance and may be restored no more than one time within 5 years of the initial permit's issuance.

(Source: Added at 46 Ill. Reg. _____, effective _____)

Section 1220.160 Restoration

- a) A licensee seeking restoration of a dental license after it has expired or has been placed on inactive status for less than 5 years shall have the license restored by submitting proof of 48 hours of continuing education in accordance with Section 1220.440 completed within 3 years prior to the restoration application and payment of \$20 plus all lapsed renewal fees. Individuals restoring a license from inactive status shall only be required to pay the current renewal fee.
- b) A licensee seeking restoration of a dental license after it has expired or has been placed on inactive status for 5 years or more shall file an application, on forms supplied by the Division, together with proof of 48 hours of continuing education in accordance with Section 1220.440 completed within 3 years prior to the restoration application and the fees required by Section 21 of the Act. Individuals restoring a license from inactive status shall only be required to pay the current renewal fee. The licensee shall also submit either:
 - 1) Certification of lawful active practice in another jurisdiction for 3 of the last 5 years. Such certification shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the licensee was authorized to practice during the term of the active practice; or
 - 2) An affidavit attesting to military service as provided in Section 16 of the Act. If an applicant applies for restoration of a license within 2 years after termination of military service, he/she shall have the license restored without paying any lapsed renewal or restoration fees.
 - 3) A current certification in BLS by an organization that has adopted the American Heart Association's or American Red Cross' guidelines on BLS or a statement provided by the dentist's licensed physician indicating that the applicant is physically disabled and unable to obtain certification.
- c) If neither subsection (b)(1) nor (b)(2) applies to the licensee, then he or she shall be required to take and pass an examination set forth in Section 1220.120.
- d) A licensee who has been granted restoration, whose license has not been active

for less than 5 years due to discipline, and whose license expired during the period of discipline, must comply with the requirements of subsection (a). If the licensee has not had an active license for 5 years or more due to discipline, the licensee must pass an examination set forth in Section 1220.120 or shall be required to complete such additional testing, training, or remedial education as the Board may deem necessary in order to establish the licensee's present capacity to practice dentistry with reasonable judgment, skill, and safety.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

SUBPART B: DENTAL HYGIENIST

Section 1220.220 Dental Hygiene Examination

- a) The Division shall accept the following examinations for licensure if administered and passed in their entirety:
 - 1) NERB Examination, with a passing score established by the testing entity;
 - 2) CRDTS Examination, with a passing score established by the testing entity;
 - 3) SRTA Examination, with a passing score established by the testing entity; or
 - 4) ~~CDCA-WREB~~~~WREB~~ Examination, with a passing score established by the testing entity; or
 - 5) The CITA Examination, with a passing score established by the testing agency.
- b) Retake requirements shall be that of the testing entity.
- c) The applicant shall have examination scores submitted to the Division directly from the reporting entity.
- d) The Division will only accept examinations that have been completed in the 5 years prior to submission of the application, if never licensed in another jurisdiction.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.260 Restoration

- 512
- 513 a) A licensee seeking restoration of a dental hygienist license after it has expired or
- 514 been placed on inactive status for less than 5 years shall have the license restored
- 515 by submitting proof of 36 hours of continuing education pursuant to Section
- 516 1220.440 within 3 years prior to application for restoration, proof of certification
- 517 in BLS by an organization that has adopted the American Heart Association's or
- 518 American Red Cross' guidelines on BLS or a statement from a licensed physician
- 519 indicating that the applicant is physically disabled and unable to obtain
- 520 certification and payment of the fees required by Section 1220.415. Individuals
- 521 restoring a license from inactive status shall only be required to pay the current
- 522 renewal fee.
- 523
- 524 b) A licensee seeking restoration of a dental hygienist license after it has expired or
- 525 been placed on inactive status for 5 years or more shall file an application, on
- 526 forms supplied by the Division, together with the fees required by Section
- 527 1220.415, proof of 36 hours of continuing education pursuant to Section 1220.440
- 528 within 3 years prior to application for restoration and proof of certification in BLS
- 529 by an organization that has adopted the American Heart Association's or
- 530 American Red Cross' guidelines on BLS or a statement from a licensed physician
- 531 indicating that the applicant is physically disabled and unable to obtain
- 532 certification. Individuals restoring a license from inactive status shall only be
- 533 required to pay the current renewal fee. The licensee shall also submit either:
- 534
- 535 1) Certification of lawful active practice in another jurisdiction for at least 3
- 536 of the last 5 years. The certification shall include a statement from the
- 537 appropriate board or licensing authority in the other jurisdiction that the
- 538 licensee was authorized to practice during the term of said active practice;
- 539 or
- 540
- 541 2) An affidavit attesting to military service as provided in Section 16 of the
- 542 Act. If an applicant applies for restoration of a license within 2 years after
- 543 termination of the service, he or she shall have the license restored without
- 544 paying any lapsed renewal or restoration fees.
- 545
- 546 c) If neither subsection (b)(1) or (b)(2) applies to the licensee, then he or she shall be
- 547 required to take and pass the clinical examination as provided in Section
- 548 1220.220.
- 549
- 550 d) A licensee who has been granted restoration, whose license has not been active
- 551 for less than 5 years due to discipline, and whose license expired during the
- 552 period of discipline, must comply with the requirements of subsection (a). If the
- 553 licensee has not had an active license for 5 years or more due to discipline, the
- 554 licensee must pass an examination set forth in Section 1220.220 or shall be

required to complete such additional testing, training, or remedial education as the Board may deem necessary in order to establish the licensee's present capacity to practice dental hygiene with reasonable judgment, skill and safety.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

SUBPART C: DENTAL SPECIALIST

Section 1220.350 Restoration

- a) A licensee seeking restoration of a specialty license after it has expired for less than 5 years shall have the license restored upon payment of \$20 plus all lapsed renewal fees. Individuals restoring a license from inactive status shall not be required to pay lapsed renewal fees. In order to restore a specialty license the applicant shall have an active dental license.
- b) A licensee seeking restoration of a license after it has expired or been placed on inactive status for 5 years or more shall file an application, on forms supplied by the Division, together with the fees required by Section 21 of the Act. Individuals reactivating a license from inactive status shall only be required to pay the current renewal fee. The registrant shall also submit either:
 - 1) Certification of lawful active practice in another jurisdiction for 3 of the last 5 years. Such certification shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the licensee was authorized to practice during the term of said active practice; or
 - 2) An affidavit attesting to military service as provided in Section 16 of the Act. If an applicant applies for restoration of his license within 2 years of termination of such service, he shall have his license restored without paying any lapsed renewal or restoration fees.
- c) If the licensee has not maintained an active practice in another jurisdiction for over 5 years, he or she shall be required to complete such additional testing, training or remedial education as the Board may deem necessary in order to establish the licensee's present capacity to practice his or her specialty with reasonable judgment, skill and safety.
- d) A licensee who has been granted restoration, whose license has not been active for less than 5 years due to discipline, and whose license expired during the period of discipline, must comply with the requirements of subsection (a). If the licensee has not had an active license for 5 years or more due to discipline, the

licensee must show proof of training set forth in Section 1220.310 or shall be required to complete such additional testing, training, or remedial education as the Board may deem necessary in order to establish the licensee's present capacity to practice dentistry with reasonable judgment, skill and safety.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

SUBPART D: GENERAL

Section 1220.401 On-Site Emergency Kits for General Practice

A properly equipped dental facility shall include, at a minimum:

- a) Sphygmomanometer and stethoscope;
- b) Emergency backup lighting;
- c) Oxygen with an oxygen delivery system with full face masks and connectors appropriate to the patient population being served that is capable of delivering oxygen to the patient under positive pressure;
- d) Emergency drugs and equipment appropriate to the medications administered;
- e) An emergency backup suction system;
- f) Device for monitoring temperature (e.g., temperature strips, thermometer);
- g) An operating table or an operating chair that permits appropriate access to the patient and provides a firm platform for the management of cardiopulmonary resuscitation;
- i) Pulse oximeter.

(Source: Added at 46 Ill. Reg. _____, effective _____)

Section 1220.402 Teledentistry

- a) Teledentistry means the use of telehealth systems and methodologies in dentistry and includes patient diagnosis, treatment planning, care and education delivery for a patient of record using synchronous and asynchronous communications under an Illinois licensed dentist's authority as provided under this Act.

- 1) Synchronous (live video): Live, two-way interaction between a person (patient, caregiver, or provider) and a provider using audiovisual telecommunications technology.
 - 2) Asynchronous (store and forward): Transmission of recorded health information (for example, radiographs, photographs, video, digital impressions and photomicrographs of patients) through a secure electronic communications system to a practitioner, who uses the information to evaluate a patient's condition or render a service outside of a real-time or live interaction.
- b) Services delivered via teledentistry must be consistent with how they would be delivered in-person. The same standard of care must be met between a treating dentist and patient in a teledentistry relationship. All records collected and maintained shall be sufficient for the treating dentist to make a diagnosis and treatment plan, including a review of the patient's most recent x-rays.
 - c) Patient treatment via teledentistry must be properly documented and consistent with in-person recordkeeping requirements. The treating dentist must provide the patient with a summary of services.
 - d) A dentist shall refer a patient to an acute care facility or an emergency department when referral is necessary for the safety of the patient or in case of emergency.
 - e) Dentists providing services through teledentistry shall provide proof of valid Illinois licensure, the identification of the providers collecting or evaluating their information or providing treatment, and any costs they will be responsible for in advance of the teledentistry service.
 - f) Dentists providing services through teledentistry shall only provide teledentistry services to patients of record. Patients being seen via teledentistry must have been examined by the treating dentist within one year of the teledentistry visit.
 - g) A dentist may utilize and delegate dental services using telehealth only under the supervision requirements as specified in this Act for in-person care. A dentist practicing dentistry through teledentistry is subject to the same standard of care as if those services were being delivered in a clinic or office setting. A patient receiving dental services through teledentistry shall be provided with the name, direct telephone number, and physical practice address of the treating dentist who will be involved in the teledentistry services. The information shall be provided to the patient prior to the provision of services.

(Source: Added at 46 Ill. Reg. _____, effective _____)

Section 1220.415 Fees

The following fees shall be paid to the Department and are not refundable:

a) Application Fees

- 1) The fee for application for initial license as a dentist is \$250.
- 2) The fee for application as a dental specialist is \$300.
- 3) The fee for application as a dental hygienist is \$100.
- 4) Applicants for any examination shall be required to pay, either to the Department or to the designated testing service, a fee covering the cost of determining an applicant's eligibility and providing the examination. Failure to appear for the examination on the scheduled date, at the time and place specified, after the applicant's application for examination has been received and acknowledged by the Division or the designated testing service, shall result in the forfeiture of the examination fee.
- 5) The fee for application for a dentist licensed under the laws of another jurisdiction is \$750.
- 6) The fee for application for a dental hygienist licensed under the laws of another jurisdiction is \$300.
- 7) The fee for application for a dental sedation permit is \$300.
- 8) The fee for application for a restricted faculty license is \$250.
- 9) The fee for application for a temporary training license is \$150.
- 10) The fee for application as a continuing education sponsor is \$1,000.
- 11) The fee for application for a temporary visiting dentist is \$100.
- 12) The fee for application for live patient clinical training is \$100.

b) Renewal Fees

- 1) The fee for the renewal of a license as a dentist is \$300 (\$100 per year), pursuant to Section 21 of the Act.

- 2) The fee for the renewal of a license as a dental specialist is \$300 (\$100 per year), pursuant to Section 21 of the Act.
 - 3) The fee for the renewal of a license as a dental hygienist is \$150 (\$50 per year), pursuant to Section 21 of the Act.
 - 4) The fee for the renewal of a sedation permit is \$300 (\$100 per year).
 - 5) The fee for the renewal of a license as a continuing education sponsor is \$700.
 - 6) The fee for the renewal of a restricted faculty license is \$150.
- c) General Fees
- 1) The fee for the restoration of a license other than from inactive status is \$50 plus payment of all lapsed renewal fees.
 - 2) The fee for the issuance of a duplicate license, for the issuance of a replacement license, for a license that has been lost or destroyed or for the issuance of a license with a change of name or address other than during the renewal period is \$20. No fee is required for name and address changes on Division records when no duplicate license is issued.
 - 3) The fee for a certification of a licensee's record for any purpose is \$20.
 - 4) The fee to have the scoring of an examination administered by the Division reviewed and verified is \$20 plus any fees charged by the applicable testing service.
 - ~~5) The fee for a wall certificate showing licensure shall be the actual cost of producing such certificate.~~
 - ~~5)6)~~ The fee for a roster of persons licensed in this State under the Act shall be the actual cost of producing the roster.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.441 Granting Variances

~~a)~~ The Director may grant variances from this Part in individual cases when he or she finds that:

- a) ~~1~~ the provision from which the variance is granted is not statutorily mandated;
- b) ~~2~~ no party will be injured by the granting of the variance; and
- c) ~~3~~ the rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.
- b) ~~The Director shall notify the Board of the granting of the variance, and the reasons for granting the variance, at the next meeting of the Board.~~

(Source: Amended at 46 Ill. Reg. _____, effective _____)

SUBPART E: ANESTHESIA PERMITS

Section 1220.510 Moderate Sedation (Conscious Sedation) in the Dental Office Setting

- a) Moderate sedation (conscious sedation) includes the prescription or administration of pharmacologic agents to be used for the purposes of moderate sedation. Moderate sedation (conscious sedation) must be administered by an individual qualified under this Section. (See Appendix D for characteristics of levels of anesthesia.) The drugs and/or techniques used must carry a margin of safety wide enough to render unintended loss of consciousness unlikely.
- b) A licensed dentist seeking a Permit A for moderate sedation (conscious sedation) administration privileges shall file an application with the Division, on forms provided by the Division, that shall include:
 - 1) Certification of completion of an anesthesiology training program that meets the following requirements:
 - A) Include a minimum of 75 hours of didactic and clinical study that includes training in moderate sedation (conscious sedation), physical evaluation, venipuncture, advanced airway management, technical administration, recognition and management of complications and emergencies, and monitoring with additionally supervised experience in providing moderate sedation to 20 or more patients; and
 - B) Be an organized sequence of study operated by one entity and completed in less than one calendar year;
 - 2) A signed affidavit certifying that:

- 812 A) the dentist will practice in a facility properly equipped in
- 813 accordance with subsection (g) for the administration of moderate
- 814 sedation (conscious sedation);
- 815
- 816 B) the facility will be staffed with a team, supervised by the applicant,
- 817 that will remain in the treatment room. For each patient, the
- 818 anesthesia team will consist of at least:
- 819
- 820 i) the dentist who holds the Permit A;
- 821
- 822 ii) one dental hygienist or dental assistant who has completed
- 823 the training prescribed in Section 1220.240(f) or
- 824 1220.245(c)(2) and is capable of assisting with procedures,
- 825 problems and emergencies incident to the administration of
- 826 sedation; and
- 827
- 828 iii) one additional hygienist or dental assistant;
- 829
- 830 C) the dentist permit holder will remain immediately available to the
- 831 patient after being treated under moderate sedation. A dental
- 832 hygienist or dental assistant trained to monitor a patient under
- 833 moderate sedation will remain with the sedated patient until the
- 834 patient is no longer sedated;
- 835
- 836 D) all members of the anesthesia team are capable of assisting with
- 837 procedures, problems and emergencies incident to the
- 838 administration of sedation and will maintain current certification in
- 839 BLS~~in BLS~~; and
- 840
- 841 E) for the dentist permit holder, the BLS certification is in addition to
- 842 the required 9 sedation technique CE hours (see subsection (k))
- 843 required per renewal cycle;
- 844
- 845 3) Proof of current ACLS certification or PALS certification; and
- 846
- 847 4) The required fee set forth in Section 1220.415.
- 848
- 849 c) Dentists who have a current valid permit for moderate sedation (conscious
- 850 sedation) issued by the Division shall be permitted to administer without
- 851 additional application.
- 852
- 853 d) In accordance with the standards set forth in this Section, the Division will:
- 854

- 1) Issue a moderate sedation (conscious sedation) permit (Permit A).
 - 2) Re-issue a moderate sedation (conscious sedation) permit to Permit A holders who attest to completing continuing education.
- e) Licensees qualified to administer deep sedation (Permit B) pursuant to Section 1220.520 may administer moderate sedation (conscious sedation) without a Permit A.
- f) If the accuracy, relevance or sufficiency of any submitted documentation is questioned by the Division or the Board, because of discrepancies or conflicts in information, needing further clarification, and/or missing information, additional documentation may be required and/or an on-site evaluation of the facilities, equipment and personnel may be conducted by the Division or a member of the Board's Anesthesia Review Panel.
- g) A properly equipped facility for the administration of moderate sedation (conscious sedation) shall include at minimum:
- 1) Sphygmomanometer and stethoscope;
 - 2) An oxygen delivery system with full face masks and connectors appropriate to the patient population being served that is capable of delivering oxygen to the patient under positive pressure, with an emergency backup system;
 - 3) Emergency drugs and equipment appropriate to the medications administered;
 - 4) Suction equipment, including an emergency backup suction system;
 - 5) An emergency backup lighting system that will permit the completion of any operation underway;
 - 6) A pulse oximeter;
 - 7) Laryngoscope complete with selection of blades and spare batteries and bulbs in sizes appropriate to the patient population being served;
 - 8) Advanced airway devices that would isolate the trachea and facilitate positive pressure oxygen administration in sizes appropriate for the patient population being served (e.g., endotracheal tubes or laryngeal mask airway);

- 9) Tonsillar or pharyngeal suction tips adaptable to all office outlets;
 - 10) Nasal and oral airways in sizes appropriate to the patient population being served;
 - 11) Defibrillator (an automated external defibrillator is an acceptable defibrillator);
 - 12) Equipment for the establishment of an intravenous infusion;
 - 13) An operating table or an operating chair that permits appropriate access to the patient and provides a firm platform for the management of cardiopulmonary resuscitation; and
 - 14) A recovery area that has available oxygen, lighting, suction and electrical outlets. The Permit A holder shall remain with the patient until the patient retains the ability to independently and consciously maintain an airway and respond appropriately to physical stimulation and oral commands. The recovery area may be the operating theatre.
- h) The following records shall be kept during the administration of moderate sedation (conscious sedation):
- 1) Medical history of the patient and consent for administration of anesthesia prior to the performance of any procedure;
 - 2) Preoperative, intraoperative and pre-discharge monitoring of blood pressure, pulse, respiration and oxygen saturation. A time based record shall be entered into the patient's chart;
 - 3) Drugs and dosages of these drugs used during the operative procedure, including the identification of the person administering drugs and times of their administration over the course of the procedure.
- i) The dentist who holds the Permit A shall report adverse occurrences to the Division and the Board as required by Section 1220.405.
- j) A licensed dentist shall hold Permit A in order to perform dentistry while a licensed certified nurse anesthetist administers moderate sedation (conscious sedation). A nurse anesthetist for purposes of this Section is a licensed certified nurse anesthetist who holds a license as an advanced practice nurse under the Nurse Practice Act [225 ILCS 65]. The dentist shall enter into a written

collaborative agreement with the nurse anesthetist consisting of the requirements of this section as follows: A certified registered nurse anesthetist who provides anesthesia services in a dental office shall enter into a written collaborative agreement with the operating dentist performing the procedure. The agreement shall describe the working relationship of the nurse anesthetist and the operating dentist and shall authorize the categories of care, treatment, or procedures to be performed by the nurse anesthetist. In a collaborating dentist office, the nurse anesthetist may only provide those services that the operating dentist with the appropriate permit is authorized to provide as found in 68 Ill. Adm. Code 1220.510 and 1220.520. For anesthesia services, the operating dentist shall approve the anesthesia plan prepared by the nurse anesthetist and shall remain physically present and be available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. The nurse anesthetist may select, order, and administer medications, including controlled substances, and apply appropriate medical devices for delivery of anesthesia services under the anesthesia plan agreed with by the operating dentist. ~~in accordance with Section 65-35 of the Nurse Practice Act and 68 Ill. Adm. Code 1300.~~

- k) Proof of 9 hours of continuing education per renewal cycle in sedation techniques, including medications and recognition and management of complications and emergencies, is required for renewal of Permit A.
- l) A treating dentist does not need to hold Permit A to perform dentistry when another dentist, who holds Permit A or Permit B, or a physician or dental anesthesiologist assists the treating dentist by administering moderate sedation (conscious sedation). Physician for purposes of this Section means a physician who is licensed to practice medicine in all of its branches under the Medical Practice Act of 1987 [225 ILCS 60] and is authorized to provide anesthesia services in a licensed hospital or licensed ambulatory surgical treatment center or is a Board-certified anesthesiologist.
 - 1) The treating dentist shall be prepared to provide affidavits to the following if requested by the Division:
 - A) That the facility used for sedation meets the criteria of subsection (g) of this Section;
 - B) That the dentist shall staff the facility with a team, supervised by the permit holder or physician, that includes a minimum of 3 individuals per patient. The team shall be composed of either:
 - i) One dental hygienist or dental assistant ~~who has completed~~

~~the training prescribed in Section 1220.240(f) or 1220.245(c)(2) and is capable of assisting with procedures, problems and emergencies incident to the administration of the sedation;~~ the treating dentist; and the dentist who holds a Permit A or B providing the anesthesia services; or

- ii) One dental hygienist or dental assistant ~~who has completed the training prescribed in Section 1220.240(f) or 1220.245(c)(2) and is capable of assisting with procedures, problems and emergencies incident to the administration of the sedation;~~ the treating dentist; and a dental anesthesiologist or physician performing ~~physician providing~~ the anesthesia services.

- C) That the permit holder or physician will remain immediately available to the patient after being treated under moderate sedation. A dental hygienist or dental assistant trained to monitor a patient under moderate sedation will remain with the sedated patient until the patient is no longer sedated.

- 2) All members of the team, including the treating dentist (non-permit holder) must maintain current BLS certification or its equivalent.
- 3) In addition, the dentist (non-permit holder) shall report adverse occurrences to the Division as set forth in Section 1220.405 and accept the responsibility to verify the certification and licensure of any licensed provider present during the moderate sedation (conscious sedation) of a patient who is receiving dental care.

- m) A dentist holding a Permit A shall maintain current ACLS or PALS certification. ACLS or PALS certification shall be in addition to the required 9 hours of anesthesia CE per renewal cycle.

- n) A dentist holding a Permit A shall maintain a logbook indicating the sedation cases performed. The log shall include the patient name, date, route of sedation administration, drug name and dosage, and the names of anesthesia team members assisting. This information shall be supplied to the Division upon request.

- o) A dentist holding a Permit A must also hold an active Illinois Controlled Substances License and current federal Drug Enforcement Administration registration.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.520 Deep Sedation and General Anesthesia in the Dental Office Setting

Deep sedation and general anesthesia must be administered by an individual qualified under this Section. (See Appendix D for characteristics of levels of anesthesia.)

- a) A licensed dentist seeking a permit to administer deep sedation or general anesthesia shall make application to the Division, on forms provided by the Division, that shall include:
 - 1) Certification of meeting one or more of the following:
 - A) Completion of a minimum of 2 years of advanced training in anesthesiology beyond the pre-doctoral level, in a training program approved by the American Dental Association, Commission on Dental Education, as outlined in Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students, published by the American Dental Association, Commission on Dental Education (October 2012).
 - B) Be a diplomate of the American Board of Oral and Maxillofacial Surgery.
 - C) Have an active, approved application with the American Board of Oral and Maxillofacial Surgery to obtain diplomat status.
 - D) Have a specialty license in oral and maxillofacial surgery issued by the Division;
 - 2) A signed affidavit certifying that:
 - A) the dentist will practice in a facility properly equipped in accordance with subsection (d) for the administration of deep sedation and general anesthesia;
 - B) the facility will be staffed with an anesthesia team, supervised by the applicant, that will remain in the treatment room during the procedure on the patient. For each patient, the anesthesia team will consist of at least:
 - i) the dentist who holds the permit B;
 - ii) one dental hygienist or dental assistant who has completed

- 1070 the training prescribed in Section 1220.240(f) or
 1071 1220.245(c)(2) and is capable of assisting with procedures,
 1072 problems and emergencies incident to the administration of
 1073 the sedation; and
 1074
 1075 iii) one additional hygienist or dental assistant;
 1076
 1077 C) the dentist permit holder will remain immediately available to the
 1078 patient after being treated under deep sedation or general
 1079 anesthesia. A dental hygienist or dental assistant trained to monitor
 1080 a patient under deep sedation or general anesthesia will remain
 1081 with the sedated patient until the patient is no longer sedated;
 1082
 1083 D) all members of the anesthesia team are capable of assisting with
 1084 procedures, problems and emergencies incident to the
 1085 administration of sedation and will maintain current certification in
 1086 BLS or its equivalent; and
 1087
 1088 E) for the dentist permit holder, the BLS certification is in addition to
 1089 the required 9 sedation technique CE hours (see subsection (h))
 1090 required per renewal cycle;
 1091
 1092 3) Proof of current ACLS or PALS certification; and
 1093
 1094 4) The required fee set forth in Section 1220.415.
 1095
 1096 b) In accordance with the standards set forth in this Section, the Division will issue a
 1097 deep sedation or general anesthesia permit (Permit B).
 1098
 1099 c) If the accuracy, relevance or sufficiency of any submitted documentation is
 1100 questioned by the Division or the Board because of discrepancies or conflicts in
 1101 information needing further clarification, and/or missing information, additional
 1102 documentation may be required and/or an on-site evaluation of the facilities,
 1103 equipment and personnel may be conducted by the Division or a member of the
 1104 Board's Anesthesia Review Panel.
 1105
 1106 d) A properly equipped facility for the administration of deep sedation or general
 1107 anesthesia shall include, at a minimum:
 1108
 1109 1) Sphygmomanometer and stethoscope;
 1110
 1111 2) An oxygen delivery system with full face masks and connectors
 1112 appropriate to the patient population being served that is capable of

delivering oxygen to the patient under positive pressure, with an emergency backup system;

- 3) Emergency drugs and equipment appropriate to the medications administered;
- 4) Suction equipment, including an emergency backup suction system;
- 5) An emergency backup lighting system that will permit the completion of any operation underway;
- 6) Laryngoscope complete with selection of blades and spare batteries and bulbs in sizes appropriate to the patient population being served;
- 7) Endotracheal tubes and connectors in sizes appropriate for the patient population being served;
- 8) Tonsillar or pharyngeal suction tips adaptable to all office outlets;
- 9) Nasal and oral airways in sizes appropriate to the patient population being served;
- 10) Device for monitoring temperature (e.g., temperature strips, thermometer);
- 11) Electrocardioscope and defibrillator (an automated external defibrillator is an acceptable defibrillator);
- 12) Pulse oximeter;
- 13) Equipment for the establishment of an intravenous infusion;
- 14) An operating table or an operating chair that permits appropriate access to the patient and provides a firm platform for the management of cardiopulmonary resuscitation; and
- 15) A recovery area that has available oxygen, lighting, suction and electrical outlets. The Permit B holder shall remain with the patient until the patient retains the ability to independently and consciously maintain an airway and respond appropriately to physical stimulation and oral commands. The recovery area may be the operating theatre.

- e) The following records shall be kept when administering deep sedation and general anesthesia:

- 1) Medical history and patient evaluation prior to the performance of any procedure;
 - 2) Preoperative, intraoperative, and pre-discharge monitoring of blood pressure, pulse, respiration and oxygen saturation. A time based record shall be entered into the patient's chart;
 - 3) EKG monitoring during the entire procedure;
 - 4) Drugs and dosages of agents used during the operative procedure, including nitrous oxide and oxygen, and including identification of the person administering drugs and times of their administration over the course of the procedure. Documentation of the anesthetic encounter will be consistent with currently accepted standards of anesthetic practice.
- f) The dentist who holds the Permit B shall report adverse occurrences to the Division and the Board as required by Section 1220.405.
- g) A licensed dentist shall hold a Permit B in order to perform dentistry while a licensed certified nurse anesthetist administers deep sedation or general anesthesia. A nurse anesthetist for purposes of this Section is a licensed certified nurse anesthetist who holds a license as an advanced practice nurse under the Nurse Practice Act. The dentist shall enter into a written collaborative agreement with the nurse anesthetist in accordance with [the provision listed in the following section:](#)
- [A certified registered nurse anesthetist who provides anesthesia services in a dental office shall enter into a written collaborative agreement with the operating dentist performing the procedure. The agreement shall describe the working relationship of the nurse anesthetist and the operating dentist and shall authorize the categories of care, treatment, or procedures to be performed by the nurse anesthetist. In a collaborating dentist office, the nurse anesthetist may only provide those services that the operating dentist with the appropriate permit is authorized to provide as found in 60 Ill. Adm. Code 1220.510 and 1220.520. For anesthesia services, the operating dentist shall approve the anesthesia plan prepared by the nurse anesthetist and shall remain physically present and be available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. The nurse anesthetist may select, order, and administer medications, including controlled substances, and apply appropriate medical devices for delivery of anesthesia services under the anesthesia plan agreed with by the operating dentist.](#)~~Section 65-35 of the Nurse Practice Act and 68 Ill. ADM. Code 1300.~~

- h) Proof of 9 hours of continuing education per renewal cycle in sedation techniques, including medications and recognition and management of complications and emergencies, is required for renewal of Permit B.
- i) A treating-dentist does not need to hold Permit B to perform dentistry when another dentist, who holds Permit B, or a physician or dental anesthesiologist assists the treating dentist by administering deep sedation or general anesthesia. Physician for purposes of this Section means a physician who is licensed to practice medicine in all of its branches under the Medical Practice Act of 1987 and is authorized to provide anesthesia services in a licensed hospital or licensed ambulatory surgical treatment center or is a Board-certified anesthesiologist.
- 1) The treating dentist shall be prepared to provide affidavits attesting to the following if requested by the Division:
- A) That the facility used is equipped as specified in subsection (d);
- B) That the dentist shall staff the facility with a team, supervised by the Permit B holder or physician, that includes a minimum of 3 individuals per patient. The team shall be composed of either:
- i) One dental hygienist or dental assistant who has completed the training prescribed in Section 1220.240(f) or 1220.245(c)(2) capable of assisting with procedures, problems and emergencies incident to the administration of the sedation; the treating dentist; and the dentist who holds a Permit B providing the anesthesia services; ~~or~~
- ii) ~~One dental hygienist or dental assistant who has completed the training prescribed in Section 1220.240(f) or 1220.245(c)(2) capable of assisting with procedures, problems and emergencies incident to the administration of the sedation;~~ the treating dentist; and a physician providing the anesthesia services; or
- iii) One dental hygienist or dental assistant; the treating dentist; and a dental anesthesiologist providing the anesthesia services.
- C) That the Permit B holder will remain with the patient until the patient retains the ability to independently and consciously maintain an airway and respond appropriately to physical

stimulation and oral commands. The recovery area may be the operating theatre.

- 2) All members of the anesthesia team, including the treating dentist (non-Permit B holder) must maintain certification in BLS or its equivalent.
 - 3) In addition, the dentist shall report severe adverse occurrences to the Division as set forth in Section 1220.405 and accept the responsibility for verifying certification and licensure of any licensed provider present during the deep sedation or general anesthesia of a patient receiving dental care.
- j) A dentist holding a Permit B shall maintain current ACLS or PALS certification. ACLS or PALS certification shall be in addition to the required 9 hours of anesthesia CE per renewal cycle.
 - k) A dentist holding a Permit B shall maintain a logbook indicating the sedation cases performed. The log shall include the patient name, date, route of sedation administration, drug name and dosage, and the names of anesthesia team members assisting. This information shall be supplied to the Division upon request.
 - l) A dentist holding a Permit B must also hold an active Illinois Controlled Substances License and current federal Drug Enforcement Administration registration.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 1220.560 Restoration of Permits

- a) A licensee seeking restoration of a permit after it has expired for 12 months or less shall have the permit restored upon payment of \$20 plus the current renewal fee. The licensee shall also submit certification of anesthesia cases as provided in Section 1220.525(d) and the records required to be kept pursuant to Section 1220.510(n) or 1220.520(k), as appropriate to the permit held, of all anesthesia cases performed since the permit was last renewed. The permit will be restored if the Division finds that the applicant is competent to provide anesthesia services appropriate to the permit for which restoration is sought.
- b) A licensee seeking restoration of a permit after it has expired for more than 12 months shall file an application, on forms supplied by the Division, together with the fees required by Section 1220.415. The licensee shall also submit:

- 1285 1) Sworn evidence of lawful active practice in another jurisdiction. ~~The~~^{Such}
1286 evidence shall include a statement from the appropriate board or licensing
1287 authority in the other jurisdiction that the licensee was authorized to
1288 practice during the term of said active practice; or
1289
- 1290 2) An affidavit attesting to military service as provided in Section 16 of the
1291 Act. If an applicant applies for restoration of the permit within 2 years
1292 after termination of such service, he/she shall have the permit restored
1293 without paying any lapsed renewal or restoration fees; or
1294
- 1295 3) For Permit A restoration, proof of the training set forth in Section
1296 1220.510(b)(1) taken 2 years prior to application; or
1297
- 1298 4) For Permit B restoration, proof of the training set forth in Section
1299 1220.520(a)(1) taken 2 years prior to application.
1300
- 1301 c) When proof of remedial training is provided, the permit shall not be restored
1302 unless and until the Board has reviewed and approved the training. The Board
1303 may require the renewal applicant to obtain additional training when it finds that
1304 the training completed was not sufficient.
1305
- 1306 d) A licensee who has been granted restoration, whose license has not been active
1307 for less than 5 years due to discipline, and whose license expired during the
1308 period of discipline, must comply with the requirements of subsection (a). If the
1309 licensee has not had an active license for 5 years or more due to discipline, the
1310 licensee must show proof of certification of training pursuant to Sections 510(b)
1311 and/or 520(A) or shall be required to complete such additional testing, training, or
1312 remedial education as the Board may deem necessary in order to establish the
1313 licensee's present capacity to practice dentistry with reasonable judgment, skill
1314 and safety.
1315

1316 (Source: Amended at 46 Ill. Reg. _____, effective _____)